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FILED
2004 NOV -8 A 3:49
U.S. DISTRICT COURT
DISTRICT OF MASS.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

UNITED STATES LIABILITY
INSURANCE CO., INC., AS INSURER OF
ADMINASERVICE, INC.

Plaintiff,

vs.

ADVANTIUS, INC., NEAL BERGSTROM,
ROBERT STEVENS, CHARLES CAMBRA,
III, JONATHON K. DRIGGS, AND
WORKFORCE SOLUTIONS, INC.

Defendants.

MOTION TO DISMISS

Case No. 04 11824 PBS

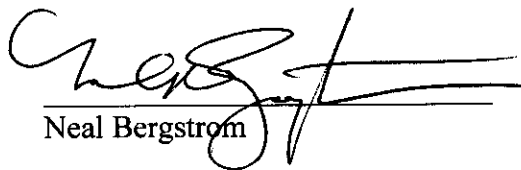
Neal Bergstrom, acting pro se, respectfully moves this Court for an order dismissing the claims alleged against him in the above-referenced matter. The grounds for this Motion are as follows:

This Court does not have personal jurisdiction over Bergstrom and the claims alleged against him should be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(2). Bergstrom is a resident of the State of Utah and has been his entire life. Bergstrom has never been in the state of Massachusetts at any time, has never owned any property or assets located in the state of Massachusetts and never transacted any business in his own name in the State of Massachusetts.

The claims alleged against Bergstrom as an individual should further be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(6) because Plaintiffs do not allege specific facts that in any way apprise Bergstrom of the acts he personally did that form the basis of the allegations in the Complaint. There is no allegation that Bergstrom personally made any misrepresentations or wrongly converted funds to his own use.

This Motion is supported by a Memorandum in Support and by the Declaration of Neal Bergstrom filed concurrently herewith.

DATED this 3 day of November, 2004.


Neal Bergstrom

CERTIFICATE OF SERVICE

I hereby certify that on this 3 day of November, 2004, a true and correct copy of the foregoing was mailed first class, postage prepaid, to the following:

Ellen Rappaport Tanowitz
Fitzhugh, Parker & Alvaro, LLP
155 Federal Street
Boston, MA 02110

A handwritten signature in black ink, appearing to be "E. R. Tanowitz", written over a horizontal line.